

REFERENCE TITLE: primary election date

State of Arizona
Senate
Forty-ninth Legislature
First Regular Session
2009

SB 1006

Introduced by
Senator Waring

AN ACT

AMENDING SECTIONS 16-201, 16-204 AND 16-206, ARIZONA REVISED STATUTES;
RELATING TO ELECTIONS.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:
2 Section 1. Section 16-201, Arizona Revised Statutes, is amended to
3 read:

4 16-201. Primary elections

5 On the ~~ninth~~ EIGHTH Tuesday prior to a general or special election at
6 which candidates for public office are to be elected, a primary election
7 shall be held.

8 Sec. 2. Section 16-204, Arizona Revised Statutes, is amended to read:

9 16-204. Declaration of statewide concern; consolidated election
10 dates

11 A. While the legislature recognizes that the method of conducting
12 elections by political subdivisions, including charter counties and cities,
13 may be a matter of local concern, the legislature finds and determines that
14 for the purposes of increasing voter participation and for decreasing the
15 costs to the taxpayers it is a matter of statewide concern that all elections
16 in this state be conducted on a limited number of days and, therefore, the
17 legislature finds and declares that the holding of all elections on certain
18 specific consolidated days is a matter of statewide concern.

19 B. Notwithstanding any other law or any charter or ordinance of any
20 county, city or town to the contrary, an election held for or on behalf of a
21 county, city or town, a school district, a community college district or
22 special districts organized pursuant to title 48, chapters 5, 6, 8, 10, 13
23 through 16 and 33 may only be held on the following dates:

24 1. Except for regular elections for candidates in a city or town with
25 a population of one hundred seventy-five thousand or more persons, all
26 elections, including recall elections and special elections to fill
27 vacancies, shall be held on:

28 (a) The second Tuesday in March.

29 (b) The third Tuesday in May.

30 (c) The ~~ninth~~ EIGHTH Tuesday before the first Tuesday after the first
31 Monday in November.

32 (d) The first Tuesday after the first Monday in
33 November. Notwithstanding any other law, an election must be held on this
34 date for the approval of an obligation or other authorization requiring or
35 authorizing the assessment of secondary property taxes by a county, city,
36 town, school district, community college district or special taxing district,
37 except as provided by title 48.

38 2. For regular elections that are only for candidates in a city or
39 town with a population of one hundred seventy-five thousand or more persons
40 and not including recall elections and special elections to fill vacancies in
41 those cities or towns, elections shall be held on:

42 (a) The ~~ninth~~ EIGHTH Tuesday before the first Tuesday after the first
43 Monday in November.

44 (b) The first Tuesday after the first Monday in November.

1 C. For any city or town, including a charter city, that holds its
2 regularly scheduled candidate elections in even-numbered years pursuant to
3 subsection B, paragraph 2, the term of office for a member of the city
4 council or for the office of mayor begins on or after the second Tuesday in
5 January in the year following the election.

6 D. This section does not apply to an election regarding a county or
7 city charter committee or county or city charter proposal that is conducted
8 pursuant to article XIII, section 2 or 3 or article XII, section 5,
9 Constitution of Arizona.

10 Sec. 3. Section 16-206, Arizona Revised Statutes, is amended to read:
11 16-206. Election day

12 A. The biennial primary election day on the ~~ninth~~ EIGHTH Tuesday
13 before the general election and the biennial general election day on the
14 first Tuesday after the first Monday in November of every even-numbered year
15 are not legal holidays.

16 B. Every public officer or employee is entitled to absence from
17 service or employment for the purpose of voting pursuant to section 16-402 on
18 the biennial primary and general election days.